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G**PATENT**
38-21(10640)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF)

Robert T. FRALEY et al.)

) GROUP ART UNIT: 184

Continuation of)
SERIAL NO: 07/625,637)

) EXAMINER: David T. Fox

FILED: October 28, 1993)

) October 28, 1993

TITLE: CHIMERIC GENES FOR)
TRANSFORMING PLANT)
CELLS USING VIRAL)
PROMOTERS)**PRELIMINARY AMENDMENT**Hon. Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

Prior to examination in this case, please consider the following amendment.

IN THE CLAIMS

Please cancel claims 1 and 2.

Please amend claim 16 as follows:

16. (Three times amended) A differentiated dicotyledonous plant comprising plant cells containing a chimeric gene which comprises a promoter from cauliflower mosaic virus, said promoter selected from the group consisting of a CaMV(35S) promoter free of CaMV protein-encoding DNA sequences and a CaMV(19S) promoter free of CaMV protein-encoding DNA sequences, and a structural sequence which is heterologous with respect to the promoter.

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